



PATENT APPLICATION

Attorney Docket: 12794 / 60

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of: Salzhauer et al

Application No.: 10/612,982

Filed: July 7, 2003

Examiner: Not assigned

Group Art Unit: Not assigned

For: Personal Monitoring System

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR § 1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO-1449. Unless otherwise indicated herein, one copy of each reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom. The filing of this Information Disclosure Statement and the enclosed PTO Form No. 1449, shall not be construed as an admission that the information cited is prior art, or is considered to be material to patentability as defined in 37 C.F.R. § 1.56(b). The paragraphs marked below are applicable.

- 1. This Information Disclosure Statement is being filed (a) within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. §1.53(d), (b) within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application, (c) before the mailing date of a first Office Action on the merits in the present application, OR (d) before the mailing of a first office action after filing of a request for continued examination. No certification or fee is required.

Per the new U.S. Patent and Trademark regulations concerning Information Disclosure Statements for applications filed *after* June 30, 2003, copies of U.S. patents

cited on Form 1449 are not required. Since the above-identified application was filed on July 7, 2003, copies of the U.S. patent references are not enclosed.

2. This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a final action, Notice of Allowance, or any action that otherwise closes prosecution.

a. I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(1).

b. I hereby certify that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(2).

c. Please debit Deposit Account No. 11-0600 in the amount of \$180.00 in payment of the fee under 37 CFR §1.17(p) to ensure consideration of the disclosed information. Two duplicate copies of this paper are attached. 37 CFR §1.97(c)(2).

3. This Information Disclosure Statement is being filed after the mailing date of a final action, Notice of Allowance or an action that otherwise closes prosecution, but before payment of the Issue Fee. Applicant(s) hereby request(s) that the Information Disclosure Statement be considered. Please debit Deposit Account No. 11-0600 in the amount of \$180.00 in payment of the petition fee under 37 CFR §1.17(p) to ensure consideration of the disclosed information. Two duplicate copies of this paper are attached.

a. I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(1).

b. I hereby certify that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 CFR §1.97(e)(2).

Respectfully submitted,

KENYON & KENYON

Date: 9/30/03

  
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT		ATTY. DOCKET NO. <b>12794 / 60</b>	SERIAL NO. <b>10/612,982</b>
		APPLICANT <b>Salzhauer, et al.</b>	
		FILING DATE <b>July 7, 2003</b>	GROUP <b>Not assigned</b>

O P E R A T I O N S C E N T E R  
SEP 3 0 2003  
PATENT & TRADEMARK OFFICE

#### U. S. PATENT DOCUMENTS

EXAMINER INITIAL	PATENT NUMBER	PATENT DATE	NAME	CLASS / SUBCLASS	FILING DATE
	3,952,294	Apr 20, 1976	Emerson et al.		
	4,160,246	Jul 03, 1979	Martin et al.		
	4,363,031	Dec 07, 1982	Reinowitz		
	4,410,883	Oct 18, 1983	Swiston, Sr.		
	4,453,222	Jun 05, 1984	Goszyk		
	4,617,555	Oct 14, 1986	Sheiman		
	4,623,878	Nov 18, 1986	Schoenwetter		
	4,893,324	Jan 09, 1990	Scown		
	4,896,145	Jan 23, 1990	Lewkowicz		
	4,904,988	Feb 27, 1990	Nesbit et al.		
	5,019,805	May 28, 1991	Curl et al.		
	5,159,315	Oct 27, 1992	Schultz et al.		
	5,587,705	Dec 24, 1996	Morris		
	5,594,422	Jan 14, 1997	Huey, Jr. et al.		
	5,625,345	Apr 29, 1997	Stark et al.		

#### FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS / SUBCLASS	TRANSLATION	
					YES	NO

#### OTHER DOCUMENTS

EXAMINER INITIAL	AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.

EXAMINER	DATE CONSIDERED

**EXAMINER:** Initial if citation is considered, whether or not citation is in conformance with M.P.E.P. 609; strike out citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <b>(Continued)</b>		ATTY. DOCKET NO. <b>12794 / 60</b>	SERIAL NO. <b>10/612,982</b>
		APPLICANT <b>Salzhauer, et al.</b>	
		FILING DATE <b>July 7, 2003</b>	GROUP <b>Not assigned</b>



### U. S. PATENT DOCUMENTS

EXAMINER INITIAL	PATENT NUMBER	PATENT DATE	NAME	CLASS / SUBCLASS	FILING DATE
	5,651,070	Jul 22, 1997	Blunt		
	5,663,714	Sep 02, 1997	Fray		
	5,726,629	Mar 10, 1998	Yu		
	6,043,750	Mar 28, 2000	Mallory		
	6,078,269	Jun 20, 2000	Markwell et al.		
	6,084,522	Jul 04, 2000	Addy		
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	6,380,860	Apr 30, 2002	Goetz		
	6,384,724	May 07, 2002	Landais		
	6,392,536	May 21, 2002	Tice et al.		
	6,420,973	Jun 16, 2002	Acevedo		
	6,441,731	Aug 27, 2002	Hess		
	6,518,878	Feb 11, 2003	Skoff		

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